IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

-

WRIT PETITION NO : 23330 of 2004

Between:

B. Mahendhar, S/o. Somaiah,
Thorrur Village& Mandal, Warangal Dsitrict.

..... PETITIONER

AND

1 The Revenue Divisional Officer, Mahabubabad, Warangal.
2 The Mandal Revenue Officer, Thorrur, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a Writ, order or direction more particularly one in the nature of writ of Mandamus declaring the order dt. 2.12.2004 made in order No.C/975/130/2004 issued by the 1st respondent herein whereunder the appointment of the petitioner as Dealer is cancelled as illegal, arbitrary and in violation of principles of natural justice and pass such other order or orders in the circumstances of the case.

Counsel for the Petitioner: MR.A.PRABHAKAR RAO

Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES

The Court made the following:

ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Civil Supplies.

The petitioner submits that he was appointed as Fair Price Shop dealer for Shop No.2 in Thorrur Village and Mandal, Warangal District on temporary basis vide proceedings of the first respondent dated 6.6.2004 from June, 2004 to August, 2004. Subsequently, by order dated 28.8.2004 it was further extended from Semptember, 2004 to November, 2004. While so, it is stated by order dated 30.11.2004 that the petitioner was further appointed as temporary dealer for a period of two months from December, 2004 to January, 2005. When the temporary authorization was in existence, the said authorization was cancelled by the impugned proceedings dated 2.12.2004. Questioning the same, the petitioner filed this writ petition.

This Court by order dated 15.12.2004 suspended the said order of cancellation till 31.1.2005. As the period of authorization is already over by 31.1.2005, the subject matter of the writ petition has become infructuous.

The writ petition is, accordingly, dismissed as infructuous. However, it will not come in the way of any extension of temporary dealership of the petitioner.

(V.ESWARAIAH, J.)

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To

1 The Revenue Divisional Officer, Mahabubabad, Warangal.
2 The Mandal Revenue Officer, Thorrur, Warangal District.

3 2 c.cs. to the Govt. Pleader for Civil Supplies, High Court buildings,

Hyderabad (O.U.T)

4 2 C.D copies